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EXTRAORDINARY

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NEW DELHI, MONDAY, SEPTEMBER 29, 1947

GOVERNMENT OF INDIA

MINISTRY OF LAW

New Delhi, the 29th September, 1947

ORDINANCE No. XXI OF 1947

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ORDINANCE

to amend the Delhi Premises (Requisition and Eviction) Ordinance, 1947.

WHEREAS an emergency has arisen which makes it necessary to amend the Delhi Premises (Requisition and Eviction) Ordinance, 1947 (XII of 1947), for the purposes hereinafter appearing;

Now, THEREFORE, in exercise of the powers conferred by section 42 of the Government of India Act, 1935 (26 Geo. 5, c. 2), as adapted by the India (Provisional Constitution) Order, 1947, the Governor-General is pleased to make and promulgate the following Ordinance:—

1. Short title and commencement.—(1) This Ordinance may be called the Delhi Premises (Requisition and Eviction) Amendment Ordinance, 1947.

(2) It shall come into force at once.

2. Amendment of section 2, Ordinance XII of 1947.—For clause (a) of section 2 of the Delhi Premises (Requisition and Eviction) Ordinance, 1947 (hereinafter referred to as the said Ordinance), the following shall be substituted, namely:—

‘(a) “competent authority” means the Estate Officer to the Government of India, and includes any other person authorised by the Central Government by notification in the official Gazette to perform all or any of the functions of a competent authority under this Ordinance:

Provided that in respect of any function performable after the making of an order under sub-section (1) of section 8 or sub-section (1) of section 9, references to the competent authority shall be construed as references to the competent authority making that order;’

3. Amendment of sections 3, 5, 6, 7, 8, 9 and 10, Ordinance XII of 1947.—In sections 3, 5, 6, 7, 8, 9 and 10 of the said Ordinance, for the words “Estate Officer” wherever they occur, the words “competent authority” shall be substituted.

4. Further amendment of section 8, Ordinance XII of 1947.—In section 8 of the said Ordinance, in sub-section (1), after the words "in respect of the premises," the words "or where any person is in occupation of any such premises without the authority of the Central Government," shall be inserted.

MOUNTBATTEN OF BURMA,

Governor-General

K. V. K. SUNDARAM,
Secy. to the Govt. of India.